

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
TEXARKANA DIVISION**

UNITED STATES OF AMERICA

v.

ROBERTO HERNANDEZ

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CASE NUMBER 5:15-CR-23(1)-RWS-CMC

**ORDER ADOPTING REPORT AND RECOMMENDATION
OF UNITED STATES MAGISTRATE JUDGE**

Before the Court is a Report and Recommendation of the United States Magistrate Judge regarding the Defendant's competency for trial. The parties waived objections to the report.

Having conducted an independent review, the Court concludes that Defendant is competent to stand trial because he is able to understand the nature and consequences of the proceedings against him, and able to assist his attorney in his defense. It is therefore

ORDERED that the Report and Recommendation of the United States Magistrate Judge on Defendant's competency is **ADOPTED**. It is further

ORDERED that Defendant is competent to proceed with his legal case at this time, including competency to stand trial, to plead guilty, and to be sentenced. Defendant is able to understand the nature and the consequences of the proceedings against him and to assist properly in his defense.

SIGNED this 4th day of May, 2017.


ROBERT W. SCHROEDER III
UNITED STATES DISTRICT JUDGE